

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA**

NICOLE HECTOR,	:	
Plaintiff	:	CIVIL ACTION NO. 3:16-0293
v.	:	(JUDGE MANNION)
BLUE CROSS OF NORTHEASTERN PENNSYLVANIA,	:	
Defendant	:	

ORDER

In accordance with the memorandum issued this same day, **IT IS
HEREBY ORDERED THAT:**

- (1) defendant Blue Cross of Northeastern Pennsylvania's motion to partially dismiss the plaintiff's complaint, (**Doc. [8](#)**), is **GRANTED, IN PART, AND DENIED, IN PART;**
- (2) defendant's motion to partially dismiss is **GRANTED** to the extent the plaintiff's demand for relief contained in subparagraph "d" of the ad damnum clause is **STRICKEN;**
- (3) the plaintiff's claim of actual disability discrimination under the ADA and the PHRA is **DISMISSED WITHOUT PREJUDICE;** and

(4) the plaintiff shall file an Amended Complaint on or before
October 14, 2016.

s/ Malachy E. Mannion
MALACHY E. MANNION
United States District Judge

Date: September 19, 2016

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